IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1512 OF 2006

Dinesh Ramesh Joshi. ...Applicant
V/s.
The State of Maharashtra. ...Respondent

Shri S.B. Pawar with Shri D.N. Salunkhe for Applicant.
Ms.S.D. Shinde, APP for the State.

CORAM : V.M. KANADE, J.

DATED : APRIL 24, 2006

P.C. :-

. Heard learned Counsel for the applicant and learned APP for the State.

. The applicant was arrested in connection with an offence under Sections 394, 397, 392 read with Section 34 of the IPC.

2. It is alleged that applicant threw chilly powder on the complainant who was carrying a bag containing Rs.3,92,000/- and one other accused gave a stick blow on the leg of the complainant. The date of the incident is 3rd Octobers, 2005. The applicant was arrested on 7th October, 2005. There is recovery of Rs.20,000/- at the instance of the applicant from his parents house. There

are no criminal antecedents of the present applicant. The chargesheet also has been filed. The applicant has a permanent residence in Mumbai.

3. Taking into consideration all these circumstances, the applicant be released on bail in the sum of Rs.5000/- with one or two sureties in the like amount. The applicant shall report to the concerned police station once in a month.

4. The applicant shall not tamper with the evidence or threaten the witnesses. If any complaint is received by the Investigating Officer, the Public Prosecutor is at liberty to file an application for cancellation of bail.

5. The trial Court shall not be influenced by any observations made by this Court while deciding the application and the same shall not be construed as an expression of opinion on merits of the case.

. The application is disposed of.

(V.M. Kanade, J.)